

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF CLEARWATER DISPOSAL,)	
INC., FOR A CERTIFICATE OF PUBLIC)	CASE NO.
CONVENIENCE AND NECESSITY TO CONSTRUCT)	94-429
A NEW GAS CHLORINATION SYSTEM)	

O R D E R

Clearwater Disposal, Inc. ("Clearwater Disposal") filed its application on December 1, 1994 seeking a Certificate of Public Convenience and Necessity for the construction of a new gas chlorination system. The total project cost is estimated to be \$9,066 and will be financed by a future bank loan.

The Commission, having reviewed the evidence of record and being otherwise sufficiently advised, finds that:

1. Clearwater Disposal has been cited by the Division of Water, Natural Resources and Environmental Protection Cabinet ("DOW") for repeatedly exceeding the limits set forth in its waste water discharge permit due to inadequate chlorine treatment. To correct this operational deficiency and avoid future permit violations, Clearwater Disposal has proposed to construct a new gas chlorination system and miscellaneous appurtenances.

2. The proposed facilities have been approved by the DOW, are cost effective, will not create wasteful duplication with any existing facilities, and are needed to eliminate recurring waste water discharge permit violations.

3. Any deviation from the construction approved should be undertaken only upon Commission Order approving same.

4. Clearwater Disposal shall not perform construction not expressly authorized by this Order or execute any evidence of indebtedness within the purview of KRS 278.300, until and unless it obtains Commission Order approving same.

5. Clearwater Disposal should document the total costs of this project including the cost of construction and all other capitalized costs (engineering, legal, administrative, etc.) within 60 days of the date that construction is substantially completed. Construction costs should be classified into appropriate plant accounts in accordance with the Uniform System of Accounts for Sewage Utilities prescribed by the Commission.

IT IS THEREFORE ORDERED that:

1. Clearwater Disposal is granted a Certificate of Public Convenience and Necessity to proceed with the proposed construction as set forth in the plans of record herein.

2. Clearwater Disposal shall comply with requirements contained in Findings 3 through 5.

Nothing contained herein shall be construed as Commission approval of any financing related to this project.

Done at Frankfort, Kentucky, this 20th day of January, 1995.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director